

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF NEW YORK**  
UNITED STATES COURTHOUSE  
500 PEARL STREET  
NEW YORK, NY 10007

NAOMI REICE BUCHWALD  
UNITED STATES DISTRICT JUDGE

(212) 805-0194

March 7, 2024

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**RE: LoanStreet Inc. et al. v Troia,**  
**21-cv-6166 (NRB)**

Dear Counsel:


The Court is in receipt of the parties' letters of February 15, 2024 and February 20, 2024. ECF Nos. 87, 88. At the threshold, LoanStreet does not need this Court's permission to take whatever action counsel concludes is necessary to defend its interests in a case not pending before this Court. However, having done some research because of your letters, let me bring to your attention let me bring to your attention Allstate Ins. Co. v. Electrolux Home Prod., Inc., No. 16 Civ. 58 (LLS), 2016 WL 3561796, at \*1 (S.D.N.Y. Jan. 8, 2016).

Moreover, since your letters characterize my September 8, 2023 Memorandum and Opinion, see ECF No. 74, let me resolve any possible ambiguity. My ruling was two-fold. First, consistent with multiple decisions in this Court, I found that Section 70-a of New York's Civil Rights Law is inapplicable in federal court. I then proceeded to exercise supplemental

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jurisdiction and ruled on the merits that Troia's SLAPP claim failed as a matter of law given this Court's prior rulings on the sufficiency of the complaint.

Very truly yours,

A handwritten signature in blue ink, reading "Naomi Reice Buchwald", with a horizontal line extending to the right.

Naomi Reice Buchwald  
United States District Judge